## UNITED STATES DISTRICT COURT

## SOUTHERN DISTRICT OF NEW YORK

GEOFFREY VARGA and WILLIAM CLEGHORN, solely in their capacity as Joint Voluntary Liquidators of Bear Stearns High-Grade Structured Credit Strategies (Overseas) Ltd. and Bear Stearns High-Grade Structured Credit Strategies Enhanced Leverage (Overseas) Ltd., and not individually,

Plaintiffs,

08-CV-03397 (BSJ)

- against -

**ECF CASE** 

BEAR STEARNS ASSET MANAGEMENT INC., THE BEAR STEARNS COMPANIES, INC., BEAR, STEARNS & CO. INC., RALPH CIOFFI, MATTHEW TANNIN, RAY MCGARRIGAL, and DELOITTE & TOUCHE LLP,

Defendants.

## **CERTIFICATE OF SERVICE**

Robert B. Zwillich certifies the following under the penalty of perjury:

I am over the age of 18 years, not a party to this action and reside at 255 Killarney Drive, Berkeley Heights, New Jersey 07922.

On the 7th day of May, 2008, I served copies of the foregoing:

- (1) Notice of Motion to Dismiss;
- (2) Rule 7.1 Corporate Disclosure Statement;
- (3) Affidavit of Gary Bottfeld;
- (4) Affidavit of Max R. Shulman (with Exhibits); and

Memorandum In Support Of Motion By Deloitte & Touche LLP (5) To Dismiss For Lack Of Subject Matter Jurisdiction Or, In The Alternative, For Failure To Comply With Fed. R. Civ. P. 9(b)

upon

Marc A. Weinstein, Esq. **HUGHES HUBBARD & REED LLP** One Battery Park Plaza New York, NY 10004

Stephen M. Sinaiko, Esq. KRAMER LEVIN NAFTALIS & FRANKEL LLP 1177 Avenue of the Americas New York, NY 10036

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Theresa Trzaskoma, Esq. **BRUNE & RICHARD LLP** 80 Broad Street New York, NY 10004

by delivering true copies of the aforementioned documents in properly addressed, postage prepaid wrappers to a courier for UNITED PARCEL SERVICE, an overnight delivery service, for delivery the next day, to wit: Thursday, May 8, 2008.

Dated, May 7, 2008, at New York, New York.